

REMARKS

Reconsideration is requested based on the amendments to the claims, the unexecuted declaration of inventor Brusseau and the following remarks.

Claims 1-13 had been examined in the Office Action. Claims 5 and 9 have been amended herein and claim 14 has been added. Thus, claims 1-14 are currently under examination.

Claims 9-12 had been rejected under 35 USC 112, second paragraph, for not positively reciting the steps. Claim 9 has been amended herein to positively recite the steps of using the well with a diffuser ring and a sub-surface pump, and recovering the complexes of cyclodextrin. Claims 10-12 are dependent upon claim 9; thus, claims 9-12 are deemed definite.

Claim 5 had been rejected as not further limiting claim 1. Claim 5 has been amended to recite inorganic pollutants and claim 14 has been added to recite organic pollutants. Respectfully, claim 5 is now proper.

Claims 1-13 had been rejected as anticipated by the Article entitled, "Cyclodextrin-Enhanced Vertical Flushing of a Tri chloroethene Contaminated Aquifer." This article is authored by four of the inventors herein. The other two authors are not inventors herein and were working under the direction of the inventors herein, namely, Brusseau. In accordance with MPEP 715.01 (c), attached hereto is an unexecuted declaration of

Brusseau. The declaration has been forwarded to Brusseau for execution and as soon as the executed is received, it will be filed in this case. In the meantime, the examiner is requested to consider the declaration in order to expedite this case.

Finally, the declaration was deemed defective because it had "non-initialed alterations." The alterations were the address or citizenship of two of the inventors. Each of the changes appear next to the inventors signature and were made by the inventor himself. Respectfully, each of the alterations are initialed and dated by the inventor since each of the alterations appear next to the inventor's signature.

In view of the foregoing and the enclosed, it is believed that the present Application is now ready for allowance, and such action is respectfully requested. Should any fees or extensions of time be necessary in order to maintain this Application in pending condition, appropriate requests are hereby made and authorization is given to debit account #02-2275.

Respectfully submitted,
MUSERLIAN, LUCAS AND MERCANTI

DCL:jdv

212-661-8000

212-661-8002

By Donald C. Lucas
Donald C. Lucas - #31,275
Attorney for Applicants